

DECLARATION (37 CFR 1.63) AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Docket Number: SERVIER 403, the specification of which

is attached hereto.

was filed on _____ as
Application Serial No. _____ and was
amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a) and 1.63(b) (3).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| <u>Application Serial Number</u> | <u>Country</u> | <u>Filing Date (Day/Month/Year)</u> | <u>Priority Claimed (yes/no)</u> |
|--------------------------------------|----------------|---|--------------------------------------|
|--------------------------------------|----------------|---|--------------------------------------|

| | | | |
|----------|--------|------------|-----|
| 02.03788 | France | 27.03.2002 | YES |
|----------|--------|------------|-----|

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title

35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| <u>Application Serial Number</u> | <u>Filing Date</u> | <u>Status (Patented, Pending, Abandoned)</u> |
|--------------------------------------|--------------------|--|
|--------------------------------------|--------------------|--|

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

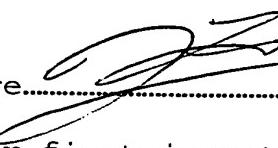
I hereby appoint the following person registered to practice before the Patent and Trademark Office as my attorney with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith and request that all correspondence be sent to him at the mailing address hereafter given:

| | |
|----------------|---|
| <u>Address</u> | The Firm of Hueschen and Sage 500 Columbia Plaza 350 East Michigan Avenue Kalamazoo, MI 49007-3856 |
|----------------|---|

I further request that all telephone communications be directed to:

| | |
|---------------|-------------------------------|
| Name | THE FIRM OF HUESCHEN AND SAGE |
| Telephone No. | 616-382-0030 |

Inventor's signature.....



Gilbert LAVIELLE

March 4, 2003
Date

Full name of sole or first inventor **Gilbert LAVIELLE**
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Second Inventor's Signature.....

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March 4, 2003

Date

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Mark Millan MARK MILLAN

March 4, 2003

Date

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Fourth Inventor's Signature.....

Alain Gobert Alain GOBERT

March 4, 2003

Date

Full name of fourth joint inventor, if any Alain GOBERT
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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: **Gilbert LAVIELLE, Olivier MULLER, Mark MILLAN & Alain GOBERT**

Application No./Patent No.: _____ Filed/Issue Date: _____

Entitled: **NEW INDOLINE COMPOUNDS****LES LABORATOIRES SERVIER**, a **French company**,

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.

The extent (by, percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

- A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 014171, Frame 0954, or for which a copy thereof is attached.

OR

- B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

30 MAR 2004Date269-382-0030Telephone numberG. PATRICK SAGE, 37,710Typed or printed nameSignatureAttorneyTitle

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETE D FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.